IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

THURSDAY, THE 2ND NOVEMBER 2006 / 11TH KARTHIKA 1928

Bail Appl..No. 6463 of 2006

CMP.4445/2006 of J.M.F.C.,KASARAGOD
CRIME NO.230/2006 OF KUMBLA POLICE STATION

PETITIONER/ACCUSED

ABDUL JABBAR,
S/O.ANDUNHI, AGED 18 YEARS,
OLACHAL HOUSE, KODIYAMMA, KOIPPADY VILLAGE.

BY ADV. SMT.C.G.PREETHA

RESPONDENTS: COMPLAINANT/STATE

STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 02/11/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 6463/2006

DATED THIS THE 2ND DAY OF NOVEMBER, 2006

O R D E R

The petitioner is the third accused in crime No.230/2006 of Kumbla Police Station, the offence alleged being under Section 364A IPC. He was before this court for bail, through B.A.No.5315/2006. As per the order dated 28.8.2006, the prayer was rejected. Hence the second application. The petitioner was arrested on 5.8.2006 and he remains in judicial custody.

2. I heard the arguments advanced by both sides. Considering the facts situation of the case, I grant bail and release the petitioner from jail, subject to the following conditions:-

> (a). The petitioner shall execute a bond for Rs.50,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the Judicial Magistrate of First Class-I, Kasargode.

(b). The petitioner shall report before the Investigating Officer, once in a week on every Tuesday, between 10.00 a.m and 11.00 a.m., for a period of six months, starting from 7.11.2006, and thereafter, on the first working day of every month, between the same timings, till the completion of the trial and final disposal of the Sessions Case.

(c). The petitioner shall not interfere with the investigation, or attempt to influence or threaten the witnesses or cause any hindrance to the smooth conduct of the Sessions case, by the trial Court.

(d). The petitioner shall not leave the State of Kerala, until the trial and disposal of the Sessions Case.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs